

S/N 10/792,116

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Lui et al.	Examiner:	Angela A. Armstrong
Serial No.:	10/792,116	Group Art Unit:	2626
Filed:	March 2, 2004	Docket No.:	MS 73264.02/40062.0059USC1
Customer No.:	27488	Confirmation No.:	3903
Title:	Method and System for Embedding Voice Notes		

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CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this paper is being transmitted electronically to the U.S. Patent and Trademark Office on August 3, 2006.

By: 

Name: Robert A. Kalinsky

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Petitioner, Microsoft Corporation, a corporation organized and existing under the laws of the State of Washington and having its primary place of business at One Microsoft Way, Redmond, Washington 98052, represents that it is the owner of the entire right, title and interest in U.S. Patent Application Serial No. 10/792,116, filed on March 2, 2004 and entitled "Method and System for Embedding Voice Notes," by virtue of the assignment recorded at Reel 011192, Frame 0314.

Petitioner, Microsoft Corporation, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,720,980 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,720,980, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.


In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of United States Patent No. 6,720,980, in the event that United States Patent No. 6,720,980 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned is an attorney of record.

Please charge Deposit Account No. 13-2725 in the amount of \$130.00 to cover the fee associated with this filing.

Respectfully submitted,  
MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Date: August 3, 2006

  
Name: Robert A. Kalinsky  
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